J7.16-98

G. R. S. IX-5]

*Previous references.*

CS 4090

1896-97

~~191~~

( Courts )

File No. 1 of 1896

Serial Nos. 1–4

*Later references.*

CS 119902

" 4-25(1-13) 9.21

# GENERAL AND REVENUE SECRETARIAT.

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*Serial Nos.* 1–4

M. ~~Part~~ B for Aug, 1897

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SUBJECT.

Appointment of the Registrar of the Chief Court, as the Law Reporter in Mysore

---

Countermarked Undecided By

W.

W D 88—GPB—50,000—24-7-16

Memo

Serial no: 10

The Government in their circular order No: 8249-66/166 dt 10th October 1890 approved of the proposal made by the Chief Court for the printing of selected judgments at the Govt. Press with effect from 1st January 91 which order superceded the previous arrangement under which the Government were purchasing 100 copies of Mr. Hayes publication ~~made the said~~ "~~Digest of the Mysore Law~~ Reports" for distribution among the Officers. The cost of printing the same at the Govt Press was roughly estimated by the Chief

at Rs 12 per copy Vol:-

Chief Court to be about Rs
300 per annum

But ~~seq~~ subsequently the
Chief Judge in his letter
No $\frac{4558}{125}$ × of 21th September 1891 × Serial no: 18
to the Dewan of Mysore
stated that Mr Hayes re-
presented that he had been
put to much expense in
arranging for the printing
of the Law Reports for the past 10 years ~~for 1891~~
and ~~that~~ if the patronage of
Govt be withdrawn it
would entail a great loss
in him The Chief Judge ~~and~~ also sub-
mitted an estimate × showing × Serial no: 17/a
the Cost of printing 100 Copies
of the Mysore Law Reports at the
Govt Press which amounted
to Rs 1012 per annum
He ~~further~~ also ~~said~~ that an
intelligent clerk ~~should~~ on
Rs 50 per mensem should

Serial no. 22.

10

I the entertained in the Chief Court to compile the ~~t~~ headings placed &c so that the cost would in all amount to Rs 1612 per year whereas the cost of Mr. Hayes' Reports amounts only to Rs 1200.

In letter No: $\frac{473}{18}$ g 18th February 1892 the Registrar Chief Court stated in reply to a reference from this office that the estimate on which the orders of Govt. g 10th October 1890 were passed included only the charges of printing & volumes 300 pages at Rupee one per page, whereas Mr. Hayes' Reports consisted of 500 to 600 pages & that it did not include the cost of extra Establt. the Govt Press may have to employ the binding & other Govt charges &c

Serial no 24

Upon this representation ~~Under these circumstances~~ the Govt in their no: 13010-21/Cir 197 of 15th February 1892 directed the ~~cont~~ continuance of the existing arrangement i.e of purchasing 100 Copies of Mr. Hays Reports as being cheaper than getting the Reports printed at the Govt Press

Now the Registrar Chief Court in his letter No 2903/180 of 19th Nov last states that the Chief Judge & his Colleagues are not satisfied with the way in which the reports are being published by Mr. Hays that the volumes for the year 1894 + 1895 ~~are not~~ have not been published as yet & requests the sanction of Govt. to print the reports at the Govt Press in monthly parts

Submitted for orders

Engrs Lieut Q. Asst Bldgs Rangoon 1/11/96

SR 2-11-96

Submitted

The publication of the Rules Reported by Mr Hays being unsatisfactory irregular and costly, the proposal of the Chief Court to print them in monthly parts at the Govt Press, with an annual subscription of 5 Rs may be approved, as it is said to involve no additional cost or establishment.

27/11/96.

I think this may be sanctioned.

Submitted to H.C.T. 30-11-96 27/11

Nothing is said in this letter as to cancellation of Mr Hays appointment as Law Reporter (vide letter no 13099 J dated 27/11/96) but it has been done the matter without any communication from Govt since May 1895 The Govt may be asked to report whether Mr Hays has been informed of the proposed arrangement & whether the appointment can be cancelled.

DA 30/11/96

No S 056

(General Serial No. 30.)

1896/9 OF THE
4335
21-11-96 63.0

(41)

*From*

*The Registrar of the*
*Chief Court of Mysore.*

*To*

*The ~~General~~ Secretary*
*to the Government of Mysore*

*Dated* 19th Nov-/96

*Despatched* 20-

*Received* 21 —

**Enclosures No.**

*General No.* 2903
*No.* 130

For reasons stated requests sanction of Govt to the publication of the Mysore Law Reports at the Govt Central Press, Bangalore, and to the sum of Rs 5/- being fixed as the annual subscription to the public

Jud
21.11.96
Rec'd at 5 P.M.
21/11

Central Jail Press, Bangalore.—18-12-95.—502.

№ 2903/130

Bangalore, 19th November 1896

(9)

From

The Registrar of the
Chief Court of Mysore

To

The Secretary to the
Government of Mysore.

Sir

Adverting to Government Proceedings № 13010-21/197 dated 15th February 1892 stating that the arrangement under which Mr. Hayes was paid Rs 1200 for one hundred Copies of the Mysore Law Reports may be allowed to continue, I am directed to state that the Chief Judge and his Colleagues are not satisfied with the way in which the work is being done now by Mr. Hayes. The Reports are not issued regularly the volumes for 1894 and 1895 not being published as yet. The usefulness of the publication is considerably lessened by its not

being

× Serial no: 24

being brought out regularly

The Judges consider that the decisions of the Chief Court which are of a reportable nature, should be published monthly in order that they may be of use to the Subordinate Courts and the legal profession. It is also desirable that the price should be reasonable and not beyond the means of the practitioners as a class, as is the case at present.

A suggestion that the Reports should be printed and published at the Government Press was made in 1870 and was sanctioned by Government in their Proceedings № $\frac{8349+60}{166}$ dated 10th October of that year But on a subsequent representation (letter № $\frac{473}{18}$ dated 1st February 1892) that the cost under the new arrangement would be greater than was supposed the Government directed the continuance of the existing arrangement With

Serial no.: 10

S. no: 22

reference

reference to the observation in the letter of 1st February 1892, that the estimate on which the order of 10th October 1890 was passed provided for printing only 300 pages instead of from 500 to 600, I am to state that the number of pages was purposely reduced it being proposed to omit altogether decisions involving only questions of fact, and in the case of judgments discussing questions of fact and law, to publish only so much as was necessary to make intelligible the decisions on the points of law.

I am now to request that Government may be pleased to sanction the publication of the Reports at the Government Central Press, Bangalore in monthly parts The compilation including the Head notes and Index will be made by the Registrar under the supervision of the Chief Judge. The sum of Rs 5/-

may

Madras Law Reports called for.

may be fixed as the annual subscrip
tion to the public. The Reports
may be issued commencing from
January 1897 under the title of
"The Mysore Chief Court Reports."

I have the honor to be

Sir

Your most obedient Servant;

Registrar

vtm

No 5064

9732

No 6409 12-96
J.F. 16292

Read (8(2)) (61)

Letter from the Registrar of the Chief Court - No. 2903/103 dy 19. Nov. 96 suggesting that as the publication of the Mysore Law Reports by Mr. Hayes is unsatisfactory, irregular and costly the Chief Court may be authorized to print them in monthly parts at the Govt Central Press, with an annual subscription of 5 Rs, without involving any additional cost a Establishment

Order thereon

Before passing orders on the present reference the Govt desire to be informed whether Mr. Travers Drapes who was by Notification

The attention of the Chief Court is invited to Notification No. 1309 dy 7. Feby 1894, J.F. 16292 appointing 7-Feby- Editor of the Mysore Law Reports, It should be reported whether he has been informed of the arrangement proposed, and whether the Chief Court would recommend that the appointment be cancelled.

Dpl C
2-12-96

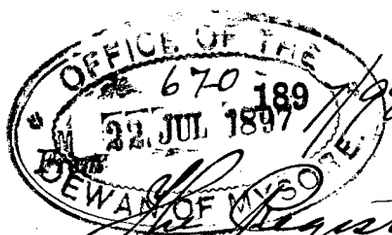
Subs Registrar Chief Court
1/12/96

2 Information is also required as to the probable cost of printing and binding the reports under the new arrangement. This may be ascertained from the Govt Press and reported

Registrar, Chief Court

J 126

6670




J 98

83

From The Registrar of the Chief Court Tavoy

To The Secretary to the Govt of Tavoy

(73)

Dated 20 July/97

Despatched 21 " —

Received 22 " —

General No. 386

No. 24

Enclosure No.

Suggests that the Registrar of the Chief Court may be appointed "Law Reporter" ex officio vice Dr Thomas Draper, during the publication of the "Tavoy Chief Court Reports".

Read the contents in Endorsements (Reps letter 19 Nov/96 order thereon 3 12 96 and the present letter) and draft order thereon approving of the arrangement now proposed and cancelling the appointment of Dr Thomas Draper as mentioned in the letter — The salary mentioned in the Reports of the Judicial Commissioner of Tavoy should be omitted [illegible] Rat. 26-7-97

[illegible]
27/7/97

J 22.7.97

J.F. No 162 of 1892 containing the reference was subt to Asst Secy on 24/7/97. [illegible]

23/7/97

Sincerd and subt

[illegible]

23/7/97 Subt to the Secy

[illegible] 23/7

Subt to Secy —

Order may be

approved —

[illegible]

G 71 24-7-97

N 386/24

Bangalore 20th July 1897.

From

The Registrar of the
Chief Court of Mysore.

(13)

To

The Secretary to the
Government of Mysore

Sir

With reference to the Proceedings of Government
* S. No. 61. no. 6409 / 6411 / F. No. 162-92 dated 3rd December 1896 anent the publication
of the "Mysore Chief Court Reports", I am directed to
state that Mr. R. H. Hayes the Publisher of the Mysore
Law Reports has been informed of the change pro-
posed and it is for him to intimate the same to
Mr. G. H. Travers Drapes who though appointed
"Editor of the Mysore Law Reports" by Government
is remunerated by the Publisher. Mr. Drapes does
not practise in the Chief Court and is stated to be
in Colombo The Judges do not consider it necessary
or desirable to retain him as Editor of the proposed
"Mysore Chief Court Reports" As the arrangement
is to issue the Reports "under authority" and as al-
ready stated the Compilation of the head notes to
S. No. 59 will be made by the Registrar under the directions

of

of the Chief Judge I am to suggest that the Registrar may be appointed "Law Reporter" ex officio vice Mr. Travers Drapes.

2. As regards the cost of printing, the Superintendant of Government Printing, Bangalore, estimates it at Rs 30 for 100 copies of about 25 pages per month and the cost of binding 12 numbers into one Volume at Rupee 1. per Volume. Mr. Hayes having been the Publisher of the Reports for a long time it was considered desirable to ascertain if he would undertake the work on the above terms, and the delay in sending this reply is due to the non-receipt of the required information from Mr. Hayes till now. He has agreed to print 100 copies of the Reports at the rate of Rs 30 for 25 pages extra copies over the first 100 being paid for at Rupee 1 per 100 copies (being the cost of paper) the annual cost will thus be Rs 360, a portion of which sum will be realized by the sale of the Reports to the public at Rs 5 per year Mr. Hayes also agrees to bind the annual Volumes

at

at Rupee 1 per volume, but as the Reports will be issued monthly or quarterly the volumes may be bound by the Courts out of their Contingent allotments. The work of publishing will be that of the Chief Court

3 It is intended to start the Series from January 1896 as Mr. Hayes will complete the volume for 1895 which he has in the press at an early date. The favor of early orders is requested.

I have the honor to be,
Sir,
your most obedient Servant,

Registrar

No: 1872-73 / 195 & 38-97

Read. (75) 814

1. Letter No. 2903/130 of 19 November 1896 from the Registrar of the Chief Court of Mysore
(to be registered in extenso)

Order thereon No. 6409 / J.F. 162 of 92-93
Dated: Bangalore 3rd Dec. 1896
(Here copy order in full)

2. Letter No. 386/24 of 20 July 1897 from the Registrar of the Chief Court of Mysore.
(to be copied in extenso)

Order thereon —

His Government ~~are~~ pleased ~~to~~ approve of the arrangements ~~was~~ proposed in the Registrar's letter of the 20th Instant. ~~and cancel~~ The appointment of Mr. Travers Drapes as Editor of the Mysore Law Reports is, for the reasons stated ~~in the~~ cancelled & the Registrar of the Chief Court ~~letter read above~~. The sale proceeds of the Report

~~appointed~~ ex officio ~~Editor~~ Law Reporter.
The Chief Court may arrange with Mr. Hayes for the publication of the new series of reports on the terms specified in para 2 of the letter referred to

Reports purchased by
the public will be
remitted to the Treasury
and credited to Govt

To be printed

Secretary.

To the Registrar of the
Chief Court of Mysore
The Comptroller in
Mysore.

(44) 75

1897-98

# GOVERNMENT OF MYSORE

JUDICIAL

PROCEEDINGS

*Dated 3rd August* 1897

No. 1872-3 / J. 195

Sanctioning the publication of the Mysore Law Reports by the Chief Court under the name of the "Mysore Chief Court Reports," and appointing the Registrar of that Court as "Law Reporter" *ex-officio, vice* Mr. Travers Drapes.

M.G.C.P.B.—8-9-97—200

READ :—

Letter No. 2903—130, dated 19th November 1896, from the Registrar of the Chief Court of Mysore to the Secretary to the Government of Mysore.

Adverting to Government Proceedings No. 13019-21—197, dated 15th February 1892, stating that the arrangement under which Mr. Hayes was paid Rs. 1,200 for one hundred copies of the Mysore Law Reports may be allowed to continue, I am directed to state that the Chief Judge and his colleagues are not satisfied with the way in which the work is being done now by Mr. Hayes. The Reports are not issued regularly, the Volumes for 1894 and 1895 not being published as yet. The usefulness of the publication is considerably lessened by its not being brought out regularly.

The Judges consider that the decisions of the Chief Court, which are of a reportable nature should be published monthly in order that they may be of use to the subordinate courts and the legal profession. It is also desirable that the price should be reasonable and not beyond the means of the practitioners as a class, as is the case at present.

A suggestion that the Reports should be printed and published at the Government Press was made in 1890 and was sanctioned by Government in their Proceedings No. 8349-60—166, dated 10th October of that year. But on a subsequent representation (letter No. 473—18, dated 1st February 1892) that the cost under the new arrangement would be greater than was supposed, the Government directed the continuance of the existing arrangement. With reference to the observation in the letter of 1st February 1892 that the estimate on which the order of 10th October 1890 was passed provided for printing only 300 pages instead of from 500 to 600, I am to state that the number of pages was purposely reduced, it being proposed to omit altogether decisions involving only questions of fact, and, in the case of judgments discussing questions of fact and law, to publish only so much as was necessary to make intelligible the decisions on the points of law.

I am now to request that Government may be pleased to sanction the publication of the reports at the Government Central Press, Bangalore, in monthly parts. The compilation, including the Head Notes and Index, will be made by the Registrar under the supervision of the Chief Judge. The sum of Rs. 5 may be fixed as the annual subscription to the public. The Reports may be issued commencing from January 1897 under the title of "The Mysore Chief Court Reports".

## No. 6409—J. F. 162 of 92-93, DATED, BANGALORE, 3RD DECEMBER 1896.

ORDER THEREON.—Before passing orders on the present reference the Government desire to be informed whether Mr. G. F. Travers Drapes, who was, by Notification No. 13090—J. F. 162-92, dated 7th February 1894, appointed Editor of the Mysore Law Reports, has been informed of the arrangement now proposed, and whether the Chief Court would recommend that the appointment be now cancelled.

2. Information is also requested as to the probable cost of printing and binding the Reports under the new arrangement. This may be ascertained from the Superintendent of the Government Press and intimated.

Letter No. 386—24, dated 20th July 1897, from the Registrar of the Chief Court of Mysore to the Secretary to the Government of Mysore.

With reference to the Proceedings of Government No. 6409—J. F. 162-92, dated 3rd December 1896, *anent* the publication of the "Mysore Chief Court Reports", I am directed to state that Mr. R. F. Hayes, the Publisher of the "Mysore Law Reports", has been informed of the change proposed, and it is for him to intimate the same to Mr. G. F. Travers Drapes who, though appointed "Editor of the Mysore Law Reports" by Government, is remunerated by the Publisher. Mr. Drapes does not practise in the Chief Court and is stated to be in Colombo. The Judges do not consider it necessary or desirable to retain him as Editor of the proposed "Mysore Chief Court Reports." As the arrangement is to issue the Reports "under authority" and as already stated the compilation of the Head Notes, &c, will be made by the Registrar under the directions of the Chief Judge, I am to suggest that the Registrar may be appointed "Law Reporter" *ex-officio, vice* Mr. Travers Drapes.

As regards the cost of printing, the Superintendent of Government Printing, Bangalore, estimates it at Rs. 30 for 100 copies of about 25 pages, per month, and the cost of binding 12 numbers into one volume, at rupee 1 per volume. Mr. Hayes having been the Publisher of the Reports for a long time, it was considered desirable to ascertain if he would undertake the work on the above terms, and the delay in sending this reply is due to the non-receipt of the required information from Mr. Hayes till now. He has agreed to print 100 copies of the Reports at the rate of Rs. 30 for 25 pages, extra copies over the first 100 being paid for at rupee 1 per 100 copies (being the cost of paper). The annual cost will thus be Rs. 360, a portion of which sum will be realized by the sale of the Reports to the public at Rs. 5 per year. Mr. Hayes also agrees to bind the annual volumes at rupee 1, per volume, but as the Reports will be issued monthly or quarterly, the volumes may be bound by the Courts out of their contingent allotments. The work of "publishing" will be that of the Chief Court.

It is intended to start the series from January 1896 as Mr. Hayes will complete the Volume for 1895, which he has in the press at an early date. The favor of early orders is requested.

*Judicial, dated 3rd August 1897.*

No. 1872-3—J. 195, DATED, BANGALORE, 3RD AUGUST 1897.

ORDER.—The Government approve of the arrangements proposed in the Registrar's letter of the 20th instant. The appointment of Mr. Travers Drapes as Editor of the Mysore Law Reports is, for the reasons stated, cancelled and the Registrar of the Chief Court appointed *ex-officio* Law Reporter. The Chief Court may arrange with Mr. Hayes for the publication of the new series of Reports on the terms specified in para 2 of the letter referred to. The sale proceeds of the Reports purchased by the public will be remitted to the Treasury and credited to Government.

C. SREENIVASIENGAR,
*Secy. to Govt., Gen. & Rev. Depts.*

To—The Registrar of the Chief Court of Mysore.
The Comptroller in Mysore.

Exd.—H.A.R.